

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chairman Elsie Arntzen, on January 11, 2011 at 8:00 AM, in Room 172
Capitol

ROLL CALL

Members Present:

Rep. Elsie Arntzen, Chairman (R)
Rep. Tom Berry, Vice Chairman (R)
Rep. Chuck Hunter, Vice Chairman (D)
Rep. Carlie Boland (D)
Rep. Christy Clark (R)
Rep. Virginia Court (D)
Rep. Lila Walter Evans (R)
Rep. Edward Greef (R)
Rep. Harry Klock (R)
Rep. Jonathan McNiven (R)
Rep. Pat Noonan (D)
Rep. Scott Reichner (R)
Rep. Michele Reinhart (D)
Rep. Michele Reinhart (D)
Rep. Daniel R. Salomon (R)
Rep. Sterling Small (R)
Rep. Cary Smith (R)
Rep. Gordon Vance (R)
Rep. Jeffery W. Welborn (R)

Members Excused: Rep. Timothy Furey (D)
Rep. Carolyn Squires (D)

Members Absent: None

Staff Present: Bart Campbell, Legislative Branch
Sandra Sullivan, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 63, 1/5/2011; HB 72, 1/5/2011, HB 73, 1/5/2011

00:02:31 Shauna Helfert, Department of Revenue, Liquor Control Division

EXHIBIT(buh08a01)

00:08:07 Rep. Furey
00:09:07 Ms. Helfert
00:17:28 Rep Rosendale
00:17:47 Ms. Helfert
00:18:05 Chairwoman Arntzen
00:18:15 Rep. Squires
00:19:15 Ms. Helfert
00:21:59 Rep. Clark
00:22:12 Ms. Helfert
00:25:04 Chairwoman Arntzen
00:25:16 Ms. Helfert
00:33:16 Chairwoman Arntzen
00:33:22 Ms. Helfert
00:34:01 Rep. Welborn
00:34:11 Ms. Helfert
00:35:37 Chairwoman Arntzen

HEARING ON HB 63

Opening Statement by Sponsor:

00:37:19 Rep. Pat Noonan (D), HD 73, opened the hearing on HB 63, Revise liquor laws related to nonprofits and protest.

Proponents' Testimony:

00:42:21 Shauna Helfert, Department of Revenue, Liquor Control Division
00:45:08 Chairwoman Arntzen
00:45:15 Mark Staples, Montana Tavern Association
00:45:49 Jeff Fisce, President of the Montana Club
00:47:04 Holly Franze, Montana Society of Certified Public Accountants

Opponents' Testimony: None

Informational Testimony:

00:48:15 Howard Heffelfinger, Montana Department of Revenue

Questions from Committee Members and Responses:

00:48:47 Rep. Rosedale
00:49:16 Ms. Helfert

00:49:42 Rep. Furey
 00:50:28 Ms. Helfert
 00:51:22 Rep. Furey
 00:52:35 Ms. Helfert
 00:54:03 Rep. Furey
 00:54:09 Ms. Helfert
 00:54:26 Rep. Reinhart left.
 00:54:37 Chairwoman Arntzen
 00:54:45 Rep. Vance
 00:55:04 Ms. Helfert
 00:55:51 Chairwoman Arntzen
 00:56:06 Mr. Heffelfinger
 00:58:17 Chairwoman Arntzen
 00:58:32 Mr. Heffelfinger
 00:59:01 Chairwoman Arntzen
 00:59:09 Ms. Helfert

Closing by Sponsor:

00:59:46 Rep. Noonan

 01:00:30 Recessed
 01:10:53 Rep. Klock arrived
 01:11:51 Rep. Reinhart returned.
 01:12:28 Reconvened

HEARING ON HB 72

Opening Statement by Sponsor:

01:12:45 Rep. Galen Hollenbaugh (D), HD 81, opened the hearing on HB 72, Require bidder workplace safety history.

Proponents' Testimony:

01:14:31 Jerry Keck, Department of Labor and Industry, Employment Relations Division Administrator

[EXHIBIT\(buh08a02\)](#)

[EXHIBIT\(buh08a03\)](#)

01:31:31 Andrea Olsen, Montana Trial Lawyers Association

Opponents' Testimony:

01:32:47 Bob Worthington, Montana Contractors Compensation Fund
 01:35:37 Riley Johnson, Montana Federation of Independent Business

01:37:47 Carl Schwitzer, Montana Subcontractors Association
 01:39:50 Margaret Morgan, Montana Independent Electric Contractors
 01:42:48 Jessie Luther, Montana Contractors Association

Informational Testimony:

01:43:41 Russ Katherman, Contractor Officer for Engineering

Questions from Committee Members and Responses:

01:44:13 Rep. Vance
 01:44:44 Mr. Keck
 01:45:36 Rep. Smith
 01:46:05 Mr. Johnson
 01:46:13 Rep. Smith
 01:46:22 Mr. Johnson
 01:46:39 Vice Chairman Hunter
 01:46:50 Mr. Keck
 01:46:54 Vice Chairman Hunter
 01:47:14 Mr. Keck
 01:48:59 Vice Chairman Hunter
 01:49:26 Mr. Keck
 01:49:57 Vice Chairman Hunter
 01:50:16 Mr. Keck
 01:50:35 Vice Chairman Hunter
 01:51:42 Mr. Worthington
 01:52:49 Vice Chairman Hunter
 01:53:02 Mr. Worthington
 01:53:33 Chairwoman Arntzen
 01:53:41 Mr. Worthington
 01:54:58 Vice Chairman Hunter
 01:55:26 Mr. Worthington

Closing by Sponsor:

01:55:44 Rep. Hollenbaugh

 01:56:32 Chairwoman Arntzen
 01:57:00 Recessed
 02:10:04 Reconvened

HEARING ON HB 73

Opening Statement by Sponsor:

02:10:14 Rep.. Galen Hollenbaugh (D), HD 81, opened the hearing on HB 73, Recover costs and fees for unlicensed practice of a trade or profession.

EXHIBIT(buh08a04)

Proponents' Testimony:

02:10:41 Jack Kane, Business Standards Division Administrator

EXHIBIT(buh08a05)

EXHIBIT(buh08a06)

02:14:00 Chairwoman Arntzen

02:13:52 Gene Allison, Department of Labor and Industry, Business Standards Division

02:17:09 Jack Fisher, Chair of Montana Board of Electricians

02:17:28 Rick Reisig, Chairman of Montana Board of Public Accountants

EXHIBIT(buh08a07)

02:18:40 Rick Hutchinson, Vice Chair of Montana Board of Electricians

02:20:04 Mona Jamison, American Physical Therapy Association

02:22:43 John Forkan, Montana State Association of Plumbers and Pipe Fitters

02:23:43 Darwin Ernst, Montana Real Estate Appraisers

02:24:39 Olaf Stimach, Montana Board of Plumbers

02:25:13 Don Judge, Montana Nurses Association

02:26:34 Jennifer James, Montana Chapter of the Institute of Architects

02:27:12 Ed Moegolein, Citizen

EXHIBIT(buh08a08)

02:30:00 Chairwoman Arntzen

02:30:08 Scott Lemert, Vice Chair Board of Plumbing

02:30:45 Jean Hamman, Montana Acupuncturist and Oriental Medicine

02:31:06 Pat Goodover, Board of Realty Regulation

EXHIBIT(buh08a09)

02:31:27 Robin Cuningham, Board of Outfitters

Opponents' Testimony:

02:32:29 Deborah Kimmet, Message Therapist

EXHIBIT(buh08a10)

02:38:00 Chairwoman Arntzen

02:38:27 Rep. Squires

02:38:39 Sarah Bauer, Real Estate Broker

02:41:19 Robert Kerrick Murray, Complementary Health Care Provider

02:41:37 Rep. Furey Left

02:42:18 Rachel Ronanelli, Message Therapy Association

02:42:50 Nancy Cogel, Nurse

Informational Testimony:

02:43:31 Carol Erikson Board of Medical Examiners

02:45:40 Chairwoman Arntzen

02:45:52 Pat Bollinger, Montana Dietetics Association

Questions from Committee Members and Responses:

02:48:55	Rep. Rosendale
02:49:10	Mr. Ernst
02:49:15	Rep. Rosendale
02:49:47	Mr. Ernst
02:50:27	Rep. Rosendale
02:50:45	Mr. Ernst
02:52:04	Rep. Rosendale
02:52:14	Mr. Ernst
02:52:20	Rep. Vance
02:52:27	Mr.. Moegalein
02:52:36	Rep. Vance
02:53:00	Mr. Moeglein
02:53:03	Rep. Squires
02:54:04	Ms. Kimmet
02:55:14	Rep. Squires
02:55:20	Mr. Kane
02:55:26	Rep. Squires
02:56:14	Mr. Kane
02:57:44	Rep. Squires
02:58:23	Mr. Kane
02:58:53	Rep. Squires
02:59:43	Chairwoman Arntzen
02:59:52	Mr. Campbell
03:00:56	Rep. Squires
03:01:02	Chairwoman Arntzen
03:01:25	Ms. Bollinger
03:04:51	Rep. Rienheart
03:05:18	Ms. Kimmet
03:09:06	Mr. Campbell left.
03:10:31	Rep. Reinheart
03:10:54	Ms. Erikson
03:11:16	Mr. Campbell returned.
03:13:54	Rep. Riechner
03:14:55	Rep. Hollenbaugh
03:15:57	Rep. Reichner
03:16:25	Mr. Kane
03:17:07	Rep. Rosendale
03:17:35	Mr. Campbell
03:17:57	Chairwoman Arntzen
03:18:31	Mr. Kane
03:19:11	Chairwoman Arntzen
03:19:17	Rep. Saloman

03:19:35 Mr. Allison
03:19:42 Rep. Salomon
03:19:47 Mr. Allison
03:20:13 Rep. Salomon
03:20:19 Mr. Allison
03:20:41 Rep. Smith left.
03:21:34 Rep. Smith returned.
03:21:52 Rep. Welborn
03:22:33 Mr. Allison
03:23:09 Rep. Squires
03:24:12 Mr. Allison
03:24:50 Rep. Squires
03:25:16 Mr. Allison

Closing by Sponsor:

03:25:31 Rep. Hollenbaugh

ADJOURNMENT

11:30:07 Adjournment

Sandra Sullivan, Secretary

ss

Additional Documents:

EXHIBIT([buh08aad.pdf](#))